

ORIGINAL

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

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| U.S. DISTRICT COURT NORTHERN DISTRICT OF TEXAS FILED AUG 27 2007 CLERK, U.S. DISTRICT COURT By <u> </u> Deputy |
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UNITED STATES OF AMERICA)

VS.)

OSCAR RESENDEZ-GARCIA)

CASE NO.: 3:07-CR-143-M

**REPORT AND RECOMMENDATION
CONCERNING PLEA OF GUILTY**

OSCAR RESENDEZ-GARCIA, by consent, under authority of United States v. Dees, 125 F.3d 261 (5th Cir. 1997), has appeared before me pursuant to Fed. R. Crim.P. 11, and has entered a plea of guilty to Count(s) 3 of the Indictment. After cautioning and examining OSCAR RESENDEZ-GARCIA under oath concerning each of the subjects mentioned in Rule 11, I determined that the guilty plea was knowledgeable and voluntary and that the offense(s) charged is supported by an independent basis in fact containing each of the essential elements of such offense. I therefore recommend that the plea of guilty, and the plea agreement, be accepted, and that OSCAR RESENDEZ-GARCIA be adjudged guilty and have sentence imposed accordingly.

Date: August 27, 2007


IRMA CARRILLO RAMIREZ
UNITED STATES MAGISTRATE JUDGE

NOTICE

Failure to file written objections to this Report and Recommendation within ten (10) days from the date of its service shall bar an aggrieved party from attacking such Report and Recommendation before the assigned United States District Judge. 28 U.S.C. §636(b)(1)(B).